

**ASSEMBLY BILL**

**No. 1968**

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**Introduced by Assembly Members Leslie and Jones**

February 9, 2006

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An act to amend Section 76361 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 1968, as introduced, Leslie. Community colleges: transportation fees.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law establishes community college districts throughout the state, and authorizes them to maintain campuses at which instruction is provided to students. Existing law authorizes the governing boards of community college districts to charge various fees, including fees charged to students and employees at a campus of the district for purposes of partially or fully recovering transportation costs incurred by the district or of reducing fares for services provided by common carriers or municipally owned transit systems to these students and employees, in accordance with a prescribed procedure. With respect to these transportation fees, existing law requires a governing board maintaining transportation services to adopt rules and regulations governing the exemption of low-income students from these fees and authorizes the governing board to adopt rules and regulations that provide for the exemption of others.

This bill would delete the provision relating to the adoption of the rules and regulations governing the exemption of low-income students

and other students from these fees. The bill would instead authorize the governing board of a community college district to adopt rules and regulations to exempt or partially exempt low-income students from this fee.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 76361 of the Education Code is  
2 amended to read:

3 76361. (a) The governing board of a community college  
4 district may require students in attendance and employees at a  
5 campus of the district to pay a fee for purposes of partially or  
6 fully recovering transportation costs incurred by the district or of  
7 reducing fares for services provided by common carriers or  
8 municipally owned transit systems to these students and  
9 employees.

10 (b) Fees authorized by subdivision (a) for transportation  
11 services may be required to be paid only by students and  
12 employees using the services, or, in the alternative, by either of  
13 the following groups of people:

14 (1) Upon the favorable vote of a majority of the students and a  
15 majority of the employees of a campus of the district, who voted  
16 at an election on the question of whether or not the governing  
17 board should require all students and employees at the campus to  
18 pay a fee for transportation services for a period of time to be  
19 determined by the governing board of the district, the fees may  
20 be required to be paid by all students and all employees of the  
21 campus of the community college district.

22 (2) Upon the favorable vote of a majority of the students at a  
23 campus of the district, who voted at an election on the question  
24 of whether or not the governing board should require all students  
25 to pay a fee for transportation services for a period of time to be  
26 determined by the governing board of the district, the fees may  
27 be required to be paid by all students at the campus of the  
28 community college district. However, the employees shall not be  
29 entitled to use the services.

30 (c) If, pursuant to this section, a fee is required of students for  
31 transportation services, any fee required of a part-time student

1 shall be a pro rata lesser amount than the fee charged to full-time  
2 students, depending on the number of units for which the  
3 part-time student is enrolled. ~~In addition, a A governing board~~  
4 ~~maintaining providing for~~ transportation services ~~shall~~ *may* adopt  
5 rules and regulations ~~governing the exemption of~~ *to exempt or*  
6 *partially exempt* low-income students from ~~required fees, and~~  
7 ~~may adopt rules and regulations that provide for the exemption of~~  
8 ~~others this fee.~~

9 (d) The total fees to be established periodically by the  
10 governing board pursuant to this section shall not exceed the  
11 amount necessary to reimburse the district for transportation  
12 costs incurred by the district in providing the transportation  
13 service. The sum of the fee authorized pursuant to this section for  
14 transportation services and the fee authorized pursuant to Section  
15 76360 for parking services shall not exceed sixty dollars (\$60)  
16 per semester or thirty dollars (\$30) per intersession, or the  
17 proportionate equivalent for part-time enrollment.

18 (e) The governing board of a community college district also  
19 may require the payment of a fee, to be fixed by the governing  
20 board, for the use of transportation services by persons other than  
21 students and employees.

22 (f) This section does not apply to, and no fee shall be charged  
23 for, on-campus shuttles or other transportation services operated  
24 on a campus or between the campus and parking facilities owned  
25 by the district.